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Suzanne Henderson

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AMENDED DESCRIPTION TO OIL, GAS AND MINERAL LEASE

WHEREAS, Wayne B. Nelius, as Lessor, heretofore executed an Oil, Gas and Mineral Lease dated August 28, 2007, to Fort Worth Basin Oil & Gas Development, LP and now owned by XTO Energy Inc., as Lessee, a Memorandum of which is recorded at Document No. D207311141, Deed Records of Tarrant County, Texas, covering the following described lands, located in Tarrant County, Texas, to wit:

Being 1.0 acres of land, more or less, out of Tract 21, out of the Horseshoe Hills Addition, Tarrant County, Texas, out of the J. Wilcox Survey #40, Abstract 1724, Tarrant County, Texas the same land described in the Warranty Deed dated April 7, 1988 from Donovan Wayne Blackman to Wayne B. Nelius and Laura E. Nelius and filed April 14, 1988, Vol. 9243, Page 189 and also the same land described in Warranty Deed executed on December 1, 1999 and recorded December 17, 1999 from Laura E. Nelius to Wayne B. Nelius recorded Instrument #D199310244 Deed Records, Tarrant County, Texas. part of Lot 10 of the Rolling Acres Addition, an Addition to the City of Mansfield, Texas, according

AND WHEREAS, said description is incomplete and indefinite as to legal description, and the lands intended to be covered are more accurately described as follows:

Being 1.00 acre out of Tract 21, Horseshoe Hills Addition, out of the J. Wilcox Survey No. 40, A-1724, according to the plat recorded in Volume 388-38, Page 80, Plat Records, Tarrant County, Texas, and being the same lands more particularly described in that certain Warranty Deed dated December 1, 1999, recorded in Volume 14144, Page 72, Deed Records, Tarrant County, Texas; AND 2.29 acres, of land, being a portion of Tract 21, Horseshoe Hills Addition, out of the J. Wilcox Survey No. 40, A-1724, according to the plat recorded in Volume 388-36, Page 80, Plat Records, Tarrant County, Texas, being more particularly described in that certain Warranty Deed with Vendor's Lien dated April 7, 1988, recorded in Volume 9243, Page 189, Deed Records, Tarrant County, Texas.

NOW, THEREFORE, in consideration of the premises, and for the purpose of making the said lease definite and certain in respect to the lands covered thereby, the undersigned Wayne B. Nelius does hereby declare that it was and is his intention to lease for oil and gas purposes the identical tracts of land last above described; and he does hereby amend said lease in respect to the description of the lands included therein, as aforesaid, and ratify and adopt the same as so amended.

EXCEPT as otherwise amended the above described lease is and shall remain in full force and effect as written in accordance with its terms and conditions and the undersigned Lessor recognizes said lease as a valid and sustaining Oil, Gas and Mineral Lease.

IN WITNESS WHEREOF, this instrument is executed on this the respective date of the Acknowledgment below, but shall be effective, however, as of August 28, 2007.

Lessor

WB, Nelius
Wayne B. Nelius

STATE OF TEXAS

COUNTY OF TARRANT

ACKNOWLEDGMENT

This instrument was acknowledged before me on this 9th day of FEB, 2009, by

Wayne B. Nelius

Kalen A. Boren
Notary Public:

